IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

SCIELE PHARMA, INC., ANDRX)	
CORPORATION, ANDRX)	
PHARMACEUTICALS, INC. (N/K/A)	
WATSON LABORATORIES, INC)	
FLORIDA), ANDRX)	
PHARMACEUTICALS, L.L.C., ANDRX)	
LABORATORIES (NJ), INC., ANDRX EU)	
LTD., AND ANDRX LABS, L.L.C.,)	
)	C.A. No. 09-037 (JJF)
Plaintiffs,)	
)	
v.)	
)	
LUPIN LTD., and LUPIN)	
PHARMACEUTICALS, INC.,)	
)	
Defendants.)	

STIPULATION AND ORDER

IT IS HEREBY STIPULATED by the parties, subject to the approval of the Court, that:

- 1. Plaintiffs may file a surreply to Defendants' Motion For Transfer Pursuant To 28 U.S.C. § 1404 (D.I. 16);
 - 2. Defendants may, to the extent necessary, file a sur-surreply brief of equal length.

RICHARDS, LAYTON & FINGER P.A. MORRIS, NICHOLS, ARSHT & TUNNELL LLP /s/Steven J. Fineman /s/ Karen Jacobs Louden Frederick L. Cottrell, III (#2555) Jack B. Blumenfeld (#1014) Steven J. Fineman (#4025) Karen Jacobs Louden (#2881) One Rodney Square 1201 North Market Street P.O. Box 551 P.O. Box 1347 Wilmington, DE 19899 Wilmington, DE 19899-1347 (302) 651-7700 (302) 658-9200 cottrell@rlf.com iblumenfeld@mnat.com klouden@mnat.com fineman@rlf.com

Attorneys for the Andrx Plaintiffs

Attorneys for Plaintiff Sciele Pharma, Inc.

POTTER ANDERSON & CORROON LLP

/s/ David E. Moore
Richard L. Horwitz
David E. Moore
D. Fon Muttamara-Walker
Hercules Plaza – Sixth Floor
1313 North Market Street
Wilmington, DE 19801
(302) 984-6000

rhorwitz@potteranderson.com dmoore@potteranderson.com

fmuttamara-walker@potteranderson.com

Attorneys for Defendants

SO ORDERED this	day of	, 2009.
	Farnan, J.	
	raman, J.	

2861954.1